

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

NEW JERSEY BUILDING LABORERS
PENSION FUND,

Plaintiff,

v.

C.A. No. 11-cv-1153-LPS

F. MICHAEL BALL, HERBERT W. BOYER,
Ph.D., DEBORAH DUNSIRE, M.D.,
JEFFREY L. EDWARDS, MICHAEL R.
GALLAGHER, DAWN HUDSON, ROBERT
A. INGRAM, TREVOR M. JONES, Ph.D.,
LOUIS J. LAVIGNE, JR., DAVID E.I.
PYOTT, RUSSELL T. RAY, STEPHEN J.
RYAN, M.D., and SCOTT M. WHITCUP,

Defendants,

and

ALLERGAN, INC.,

Nominal Defendant.

STIPULATION AND ORDER DISMISSING DEFENDANT F. MICHAEL BALL

WHEREAS, F. Michael Ball resigned from the Board of Directors of Allegan, Inc. on March 27, 2011; and

WHEREAS, counsel for Mr. Ball has represented that (i) Mr. Ball has received no awards under the Allergan 2011 Incentive Plan (the "Plan") referenced in the Verified Shareholder Derivative Complaint and (ii) Mr. Ball is not eligible to receive any awards under the Plan and will receive nothing under the Plan in the future,

IT IS HEREBY STIPULATED AND AGREED among the parties, subject to approval of the Court, as follows:

1. Plaintiff hereby dismisses Mr. Ball as a defendant in this action, without prejudice.

2. Mr. Ball shall make himself available for deposition where he resides, at such mutually convenient date and time as is agreed among the parties.

RIGRODSKY & LONG, P.A.

FISH & RICHARDSON P.C.

/s/ Brian D. Long

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David E.I. Pyott, Russell T. Ray, Stephen J.
Ryan, M.D., and Scott M. Whitcup, M.D.

It is SO ORDERED this ____ day of February, 2012.

THE HONORABLE LEONARD P. STARK